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Serta Simmons Bedding, LLC (the “**Company**”) and its debtor affiliates in the above-captioned chapter 11 cases, as debtors and debtors in possession (collectively, the “**Debtors**”), hereby file this Agenda of Matters Set for Hearing on **March 28, 2023 at 9:00 a.m.** (Central Time) before the Honorable David R. Jones.

I. CONTESTED MATTERS

1. The Company’s Motion for Summary Judgment (Docket No. 69)

Status: This matter is going forward on a contested basis.

Responses Filed:

- A. LCM Defendants’ Memorandum of Law in Opposition to Plaintiffs’ Motions for Summary Judgment (**Docket No. 79 (filed under seal); Docket No. 80)**)
- B. Declaration of Neil Lieberman in Support of LCM Defendants’ Memorandum of Law in Opposition to Plaintiffs’ Motions for Summary Judgment, and Exhibits attached thereto (**Docket No. 81**)
- C. The Ad Hoc Group of First Lien Lenders’ Memorandum of Law in Opposition to Plaintiffs’ Motion for Partial Summary Judgment, and Exhibits attached thereto (**Docket Nos. 86; Docket No. 87 (filed under seal)**)
- D. The Company’s Reply Memorandum of Law in Further Support of Its Motion for Summary Judgment, and Exhibits attached thereto (**Docket No. 110; Docket No. 111 (filed under seal)**)

Related Documents:

- A. Adversary Complaint, and Exhibits attached thereto (**Docket No. 1**)
- B. The Ad Hoc Group of First Lien Lenders’ Corrected Answer to Adversary Complaint (**Docket No. 68**)
- C. The Company’s Answer to the Ad Hoc Group of First Lien Lenders’ Corrected Answer to Adversary Complaint (**Docket No. 85**)

- D. The Company's Statement of Uncontroverted Facts in Support of Its Motion for Summary Judgment, and Exhibits attached thereto (**Docket No. 70**)
- E. The PTL Lenders' Motion for Summary Judgment (**Docket No. 73**)
- F. The PTL Lenders' Amended Motion for Summary Judgment (**Docket No. 77**)
- G. Declaration of Farboud Tavangar in Support of the LCM Defendants' Opposition to Summary Judgment (**Docket No. 83**)
- H. Declaration of Professor Vincent Buccola in Support of the LCM Defendants' Opposition to Summary Judgment, and Appendices attached thereto (**Docket No. 84**)
- I. Declaration of Marti P. Murray (**Docket Nos. 88; Docket No. 102 (filed under seal)**)
- J. Expert Declaration of Sarah M. Ward (**Docket No. 89**)
- K. The Ad Hoc Group of First Lien Lenders' Counterstatement of Controverted Facts in Opposition to Plaintiffs' Motions for Partial Summary Judgment (**Docket No. 90**)
- L. Declaration of Anne E. Beaumont (**Docket No. 92**)
- M. Declaration of Michael Hanigan (**Docket Nos. 93; Docket No. 98 (filed under seal)**)
- N. Declaration of Erik Kreutzer (**Docket Nos. 94; Docket No. 99 (filed under seal)**)
- O. Declaration of Theodore Kwon (**Docket Nos. 95; Docket No. 100 (filed under seal)**)
- P. Declaration of Ryan Mollett (**Docket Nos. 96; Docket No. 101 (filed under seal)**)
- Q. Declaration of Daniel Ryan (**Docket Nos. 97; Docket No. 103 (filed under seal)**)
- R. Affidavit of Service of Epiq (**Docket No. 107**)
- S. The Company's Response to the First Lien Lender Defendants' Additional Material Facts Included in the Counterstatement of Controverted Facts (**Docket No. 112**)
- T. The PTL Lenders' Reply Memorandum of Law in Further Support of Lender Plaintiffs' Motion for Summary (**Docket No. 114**)

2. **The PTL Lenders' Amended Motion for Summary Judgment (Docket No. 73)**

Status: This matter is going forward on a contested basis.

Responses Filed:

- A. LCM Defendants' Memorandum of Law in Opposition to Plaintiffs' Motions for Summary Judgment (**Docket No. 79 (filed under seal); Docket No. 80)**)
- B. Declaration of Neil Lieberman in Support of LCM Defendants' Memorandum of Law in Opposition to Plaintiffs' Motions for Summary Judgment, and Exhibits attached thereto (**Docket No. 81**)
- C. The Ad Hoc Group of First Lien Lenders' Memorandum of Law in Opposition to Plaintiffs' Motion for Partial Summary Judgment, and Exhibits attached thereto (**Docket Nos. 86; Docket No. 87 (filed under seal)**)
- D. The PTL Lenders' Reply Memorandum of Law in Further Support of Lender Plaintiffs' Motion for Summary (**Docket No. 114**)

Related Documents:

- A. Adversary Complaint, and Exhibits attached thereto (**Docket No. 1**)
- B. The Ad Hoc Group of First Lien Lenders' Corrected Answer to Adversary Complaint (**Docket No. 68**)
- C. The Company's Motion for Summary Judgment (**Docket No. 69**)
- D. The Company's Answer to the Ad Hoc Group of First Lien Lenders' Corrected Answer to Adversary Complaint (**Docket No. 85**)
- E. The Company's Statement of Uncontroverted Facts in Support of Its Motion for Summary Judgment, and Exhibits attached thereto (**Docket No. 70**)
- F. Declaration of Farboud Tavangar in Support of the LCM Defendants' Opposition to Summary Judgment (**Docket No. 83**)
- G. Declaration of Professor Vincent Buccola in Support of the LCM Defendants' Opposition to Summary Judgment, and Appendices attached thereto (**Docket No. 84**)
- H. Declaration of Marti P. Murray (**Docket Nos. 88; Docket No. 102 (filed under seal)**)
- I. Expert Declaration of Sarah M. Ward (**Docket No. 89**)

- J. The Ad Hoc Group of First Lien Lenders' Counterstatement of Controverted Facts in Opposition to Plaintiffs' Motions for Partial Summary Judgment (**Docket No. 90**)
- K. Declaration of Anne E. Beaumont (**Docket No. 92**)
- L. Declaration of Michael Hanigan (**Docket Nos. 93; Docket No. 98 (filed under seal)**)
- M. Declaration of Erik Kreutzer (**Docket Nos. 94; Docket No. 99 (filed under seal)**)
- N. Declaration of Theodore Kwon (**Docket Nos. 95; Docket No. 100 (filed under seal)**)
- O. Declaration of Ryan Mollett (**Docket Nos. 96; Docket No. 101 (filed under seal)**)
- P. Declaration of Daniel Ryan (**Docket Nos. 97; Docket No. 103 (filed under seal)**)
- Q. Affidavit of Service of Epiq (**Docket No. 107**)
- R. The Company's Reply Memorandum of Law in Further Support of Its Motion for Summary Judgment, and Exhibits attached thereto (**Docket No. 110; Docket No. 111 (filed under seal)**)
- S. The Company's Response to the First Lien Lender Defendants' Additional Material Facts Included in the Counterstatement of Controverted Facts (**Docket No. 112**)

3. **The LCM Lenders' Emergency Motion Challenging Assertion of Privilege (Docket No. 116)**

Status: This matter is going forward on a contested basis.

Responses Filed: Debtors will be prepared to respond to the LCM Lenders' Emergency Motion at the Hearing on March 28, 2023.

Dated: March 27, 2023
Houston, Texas

Respectfully submitted,

/s/ DRAFT

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*Attorneys for Serta Simmons Bedding, LLC, as
Debtor and Debtor in Possession*

Certificate of Service

I hereby certify that on March 27, 2023, a true and correct copy of the foregoing document was served by the Electronic Case Filing System for the United States Bankruptcy Court for the Southern District of Texas, and will be served as set forth in the Affidavit of Service to be filed by the Debtors' claims, noticing, and solicitation agent.

/s/ DRAFT

Nicholas J. Reade